

04/15/2002 12:00 FAX 650 856 9923

MORRISON & FOERSTER

013/040

PATENT  
Docket No. 223002006316  
Client Ref. No. 0063.024

#30  
Plunkett  
6/18/02

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

I hereby certify that this paper or fee is being deposited on March 13, 2002 with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 as Express Mail Label No. EV093212889US and is addressed to: Box AF, Assistant Commissioner for Patents, Washington, D.C. 20231.

3/13/2002

Date

*Shantanu Basu*

Shantanu Basu

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Michael HOUGHTON et al.

Serial No.: 08/441,473

Filing Date: May 15, 1995

For: NANBV DIAGNOSTICS AND  
VACCINES

Examiner: M. Zeman

Group Art Unit: 1631

REQUEST FOR REMOVING THE FINALITY OF AN OFFICE ACTION  
PURSUANT TO 37 C.F.R. § 1.129(a)

Box AF  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

Pursuant to 37 C.F.R. § 1.129(a), applicant(s) request that the finality of the Office

Action dated February 12, 2001 be removed.

- The earliest effective U.S. filing date for this application is prior to June 8, 1993.
- This request is made prior to the filing of an appeal brief and prior to abandonment of the application.
- This is applicant(s) <sup>2nd</sup> first request for removing the finality of an Office Action.
- A Supplemental Information Disclosure Statement and PTO form 1449 is filed herewith.

pa-674763

Received from <650 856 9923> at 4/15/02 3:12:35 PM [Eastern Daylight Time]

The Assistant Commissioner is hereby authorized to charge the \$740.00 fee to Remove Finality of an Office Action Pursuant to 37 C.F.R. §1.129(a) as set forth in § 1.17(r). Fee Transmittal form (PTO/SB/17) is attached to this submission in duplicate.

The Assistant Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. §§ 1.16 and 1.17 that may be required by this request, or to credit any overpayment, to Deposit Account No. 03-1952 referencing Docket No. 223002006316.

Dated: March 13, 2002

By:

  
Shantanu Basu  
Registration No. 43,318

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